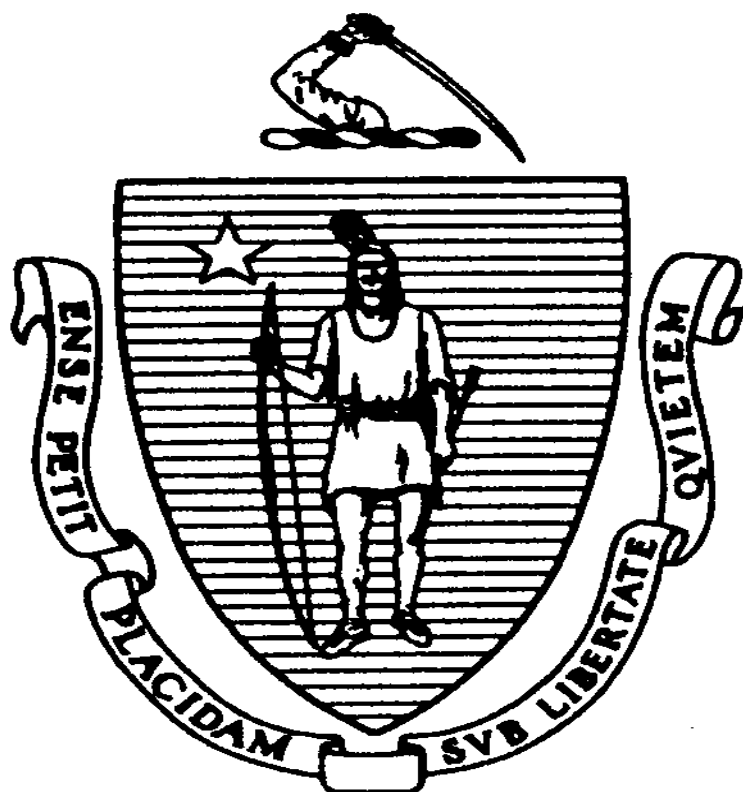


2002 Court Commitments to the Massachusetts Department of Correction

Massachusetts Department of Correction
February 2004

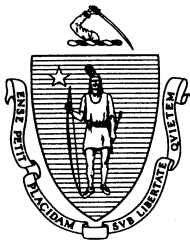


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If you have any questions regarding this report, please contact the Research and Planning Division.

This and other Massachusetts Department of Correction publications can be accessed on the internet at:

<http://www.state.ma.us/doc/Research>

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Introduction

This report presents a statistical description of individuals committed by the courts to the Massachusetts Department of Correction during 2002 as a result of a criminal offense.

Excluded from this report are individuals who were civilly committed to Massachusetts Department of Correction facilities during 2002, as well as inmates received to await trial or detained. In addition, parole and probation violators admitted during the year, and inmates transferred from another state, federal or county correctional jurisdiction to continue serving their sentence in the Massachusetts Department of Correction were excluded from this report.

All new court commitments and those individuals who began serving new sentences (e.g., From and After Sentences) during the year are included in this report. If an individual is committed to the Department more than once during 2002, each court commitment for that individual is counted separately. Those who began serving “B” and “C” sentences during 2002 (sentences received for crimes committed on parole) are not included in this report, since the offender continues on the same commitment number.

The data in this report was obtained from the Department of Correction’s inmate management system.

The tables in this report are divided into two main sections:

Section I contains tables based on offenders committed during 2002 by gender. The first group of tables report the demographic characteristics of the new court commitments including race, Hispanic ethnicity, marital status, religion, place of birth, age at commitment for present offense, last known address, primary language and English comprehension. This data is based on information reported by the inmate at time of commitment. The next group of tables shows commitment offense broken out by offense category and specific offense. The final tables in Section I present information about the sentence including minimum and maximum terms, court, sentence type and whether or not the offense was sentenced under the Truth in Sentencing Law. Offenders may be incarcerated for multiple offenses. The offense and sentence information in the report is that associated with the sentence that governs the inmate’s latest discharge date.

Section II shows trends in the commitment population over the last ten years, 1993 to 2002.

Due to rounding, percentage totals may not add up to 100 percent in all tables.

The Glossary located at the end of this publication contains explanations and definitions of certain terms used in this report.

Executive Summary

New Court Commitments to the MA DOC During 2002

- ? The total number of criminally sentenced, new court commitments to the Department of Correction during 2002 was 2,548, an increase of 13% from the previous year.
- ? 61% of the 2002 commitments were male and 39% were female. Commitments increased 16% for males from 1,347 in 2001 to 1,567 in 2002. Female commitments increased 8% from 908 in 2001 to 981 inmates in 2002.
- ? The average (mean) age of inmates at time of commitment in 2002 was 32.5 years. The youngest inmate committed in 2002 was 16 years, while the oldest inmate was 85 years old. Female commitments had a slightly older average age at commitment than males during 2002, 33.4 years for females compared to 32 years for males.
- ? 74% of the 2002 commitments reported their race as White and 23% reported their race as Black. The remaining offenders reported their race as Asian, American Indian/Alaska Native, Native Hawaiian/Pacific Islander, or Other. Inmates who reported a Hispanic ethnicity were included in one of the race categories. 83% of female commitments and 69% of male commitments reported their race as White.
- ? One-quarter (625 inmates) of the 2002 commitment population reported a Hispanic ethnicity. This percentage was almost 3 times greater for males (33%) than for females (12%). Overall, the percentage of inmates reportedly Hispanic dropped from 27% for 2001 commitments to 25% for 2002 commitments.
- ? 61% of the 2002 commitments were reportedly born in Massachusetts and 10% in other New England states. Another 13% were born in Puerto Rico, 9% were born in another U.S. State or territory, and 8% in a foreign country. Female commitments were more likely to report a place of birth in Massachusetts than male commitments, 71% and 55% respectively. Male commitments were more likely to report being born in Puerto Rico (16%) or a foreign country (11%) than female commitments (Puerto Rico 7%, foreign country 2%).
- ? At time of commitment during 2002, 60% of inmates reported a marital status of single, 69% for males and 46% for females. Fourteen percent of the commitments reported they were married and 10% reported they were divorced at time of commitment.
- ? Inmates committed during 2002 reported a last known Massachusetts address in Worcester County 18% of the time, Suffolk County 16% of the time, and Essex County 14% of the time. Male commitments were most likely to report a last known address in Suffolk County (20%) or Hampden County (17%). Females were most likely to report a last address in Worcester County (27%), Essex County (20%) or Middlesex County (16%). Five percent of the inmates committed reported a last known address other than Massachusetts.

- ? The most frequent last known city address reported for male offenders was Springfield, Massachusetts (11%), whereas 14% of females reported a last known address of Worcester, Massachusetts.
- ? A wide variety of religions were reported by 2002 commitments. The most frequently reported religion was Catholic (53%). 11% of inmates reported no religion.
- ? 14% of 2002 commitments, 19% for males and 7% for females, reported a primary language of Spanish. The majority of inmates reported English as their primary language (84%).
- ? The proportion of inmates committed to the DOC for violent offenses (Person and Sex) was 38% in 2002, the same as for 2001 commitments. For males, 51% of the commitments were for a violent offense compared with 15% of female commitments.
- ? Inmates were committed in 2002 for the following offense groups: Person (31%), Drug (30%), Property (17%), “Other” (15%) and Sex (7%). The largest proportions of male commitments were for Person offenses (40%) followed by Drug offenses (33%). The most prevalent offense categories for female commitments were “Other” (30%), Property (28%) and Drug (27%).
- ? There were 50 offenders committed for First-Degree or Second-Degree Life sentences in 2002, a slight decrease from the 54 such commitments in 2001.
- ? The distribution of maximum sentence length for inmates committed in 2002 varied greatly by sex of the offender. The majority of females (67%) were committed for a sentence of less than 1 year. An additional 26% had a sentence between 1 and less than 3 years. In total, 93% of female commitments had a maximum sentence of less than 3 years. About one-quarter (23%) of male commitments had a maximum sentence of 3 to less than 4 years, 18% had 5 to less than 6 years, 12% had 2 to less than 3 years, and 10% had 4 to less than 5 years. In total, 63% of male commitments had a maximum sentence ranging between 2 and 6 years.
- ? The mean (average) and median maximum sentence for all commitments was 3.7 and 3 years respectively, ranging from 1 day to 50 years excluding inmates serving Life sentences. These statistics vary greatly by gender. For males, the mean maximum sentence was 5.5 years and the median was 4 years; for females, the mean maximum sentence was 10.8 months and the median was 6 months.
- ? 92% of the female court commitments were for a House of Correction sentence and 8% for a State Prison sentence. For males, 99% of commitments were for a State Prison sentence and 1% for a House of Correction sentence.
- ? Suffolk Superior court sentenced the largest proportion of male commitments (19%) followed by Hampden Superior court (17%). For females, 88% of the commitments were sentenced out of District courts most of them located in Worcester, Essex, Middlesex or Plymouth counties.

Trend Highlights

DOC New Court Commitments, 1993 to 2002

- ? The number of new court commitments to the DOC in 2002 increased for the first time since 1995. Commitments increased from 1993 to 1995, and declined the following six years to a low of 2,255 commitments in 2001. The 2,548 commitments in 2002 represent an increase of 293 commitments or 13% from the commitments in 2001. Overall, the number of new court commitments fell from 3,037 in 1993 to 2,548 in 2002, a decrease of 16%.
- ? Since 1993, male commitments to the DOC decreased each year through 2001 (with a slight increase in 1997). However in 2002, male commitments increased 16% from 1,347 in 2001 to 1,567 commitments in 2002. During the period 1993 through 2001, the number of female commitments fluctuated. Like the male population, commitments of females increased from 2001 to 2002, but at less of an increase (8%), from 908 in 2001 to 981 in 2002.
- ? The average annual rate of decline from 1993 to 2002 was 2.6%. For females, there was an average annual rate of increase of 1.4% whereas for males there was a decrease of 4.2%, indicating that the decline in total commitments is related to the decline in male commitments.
- ? Females comprised a greater proportion of the court commitments to the DOC in 2002 than ten years ago. The proportion of females committed to the DOC increased from 26% in 1993 to 39% of the total commitments in 2002.
- ? The number of commitments increased from 2001 to 2002 in all race categories except for Native Americans where the number of commitments decreased by 4 inmates from 2001 to 2002.
- ? The proportion of Caucasian offenders committed to the DOC between 1993 and 2002 stayed about the same, 51% in 1993 and 52% in 2002. However, the proportion of commitments of African American inmates declined from 27% in 1993 to 22% in 2002. The largest increase was in the Hispanic category. The ratio of Hispanic inmates to the total commitment population increased from 21% in 1993 to 25% in 2002.
- ? The average age of the American population is rising, a trend reflected by the age of individuals committed to the DOC. The proportion of inmates age 19 or younger at time of commitment to the DOC continued to fall from 7% in 1993 to 4% in 2002. Similarly, the proportion of individuals committed in their 20's declined from 45% in 1993 to 41% in 2002. The proportion of commitments age 30-39 years also decreased from 35% in 1993 to 33% in 2002. In contrast, the proportion of inmates committed who were in their 40's at time of commitment rose from 9% in 1993 to 18% in 2002.
- ? The number of inmates committed in 2002 increased from the previous year for each age category except 60 years and older, which decreased from 27 to 18 commitments. There was a 48% increase in the number of inmates committed who were 50-59 years old, from 61 in 2001 to 90 in 2002.
- ? The median age of offenders at time of commitment rose from 29 years in 1993 to 32 years in 2002.

- ? Increases in commitments occurred in all offense categories from 2001 to 2002. The largest increase was in the Property offense category, representing 22% from 355 commitments in 2001 to 434 commitments in 2002. During the same period, commitments for Sex offenses increased 21% from 150 inmates to 181 inmates.
- ? Over the ten years the proportion of offenders committed for Person offenses decreased from 34% in 1993 to 31% in 2002. Decreases also occurred in the Sex and Property offense categories. The proportion of Sex offense commitments decreased from 10% in 1993 to 7% in 2002 and the proportion of Property offense commitments decreased from 19% to 17%. In contrast, Drug offense commitments as a proportion of total commitments increased from 26% in 1993 to 30% in 2002. Commitments in the “Other” offense category increased from 11% in 1993 to 15% in 2002.
- ? The distribution of minimum sentences over the past ten years has changed significantly for commitments¹. The proportion of offenders committed with sentences having a minimum term of less than 5 years increased from 23% in 1993 to 40% in 2002. Conversely, decreases occurred in the proportion of inmates committed with minimum sentences of 5 to less than 10 years, and 10 to less than 20 years. From 1993 to 2002 the proportion of commitments with minimum sentences of 5 to less than 10 years declined from 30% to 16%; the proportion of commitments with minimum terms of 10 to less than 20 years decreased from 9% to 5%. The percentage of inmates with a minimum sentence of Life decreased slightly from 3% in 1993 to 2% in 2002. In 1993, the proportion of commitments for sentences with no minimum term was 34% of all DOC commitments, similar to that for 2002 when the proportion was 36%.
- ? From 2001 to 2002 the number of commitments increased in the three categories with minimum sentences less than 20 years. Decreases occurred from 2001 to 2002 in the number of inmates committed with minimum sentences of 20 years or more, or Life.
- ? The percentage of commitments receiving a maximum sentence of less than 5 years increased from 28% in 1993 to 68% in 2002. During the same period the percentage of commitments receiving maximum sentences in the longer sentence categories declined. The proportion with maximum sentences in the 5 to less than 10 year range decreased from 34% in 1993 to 22% in 2002. The proportion in the 10 to less than 20 year range declined from 30% to 7%; those in 20 years or more declined from 5% in 1993 to 1% in 2002. Inmates committed with a maximum sentence of Life as a percentage of the total population decreased from 3% to 2% from 1993 to 2002.
- ? The number of inmates committed for First Degree Life sentences decreased 9% from 34 in 1993 to 31 in 2002, while the number of Second Degree Life commitments decreased 57% from 44 in 1993 to 19 inmates in 2002.

¹ Sentence lengths and sentence types have been greatly affected by Truth in Sentencing legislation enacted in 1994. See the Glossary for further explanation.

Demographic Characteristics of
Massachusetts Department of Correction
2002 Commitment Population

Table 1

MA DOC 2002 Commitments: Race (Self-Reported) by Gender

	Female (%)		Male (%)		Total (%)	
White	816	83	1,080	69	1,896	74
Black	139	14	450	29	589	23
Asian	1	0	14	1	15	1
Native Hawaiian/Pacific Islander	2	0	0	0	2	0
American Indian/Alaska Native	2	0	0	0	2	0
Other	21	2	23	1	44	2
Total	981	100	1,567	100	2,548	100

The Race categories in the above table include inmates who reported their ethnicity as Hispanic. Statistics regarding Hispanic ethnic status are reported separately in the table below. This is the second year the expanded race definition implemented by the U.S. Office of Management and Budget Statistical Policy is incorporated in the Department of Correction's annual commitment report.

Table 2

MA DOC 2002 Commitments: Hispanic Ethnicity (Self-Reported) by Gender

	Female (%)		Male (%)		Total (%)	
White Hispanic	93	9	487	31	580	23
Black Hispanic	8	1	10	1	18	1
Other Hispanic	12	1	15	1	27	1
Non-Hispanic	868	88	1,055	67	1,923	75
Total	981	100	1,567	100	2,548	100

Table 3

**MA DOC 2002 Commitments:
Marital Status (Self-Reported) by Gender**

	Female (%)		Male (%)		Total (%)	
Single	456	46	1,082	69	1,538	60
Married	103	10	259	17	362	14
Divorced	112	11	151	10	263	10
Separated	72	7	39	2	111	4
Widowed	20	2	10	1	30	1
Partner/Live-in	3	0	1	0	4	0
Not Reported	215	22	25	2	240	9
Total	981	100	1,567	100	2,548	100

Table 4
**MA DOC 2002 Commitments:
Religion (Self-Reported) by Gender**

	Female (%)		Male (%)		Total (%)	
Baptist	57	6	87	6	144	6
Catholic	601	61	742	47	1,343	53
Christian	3	0	148	9	151	6
Pentecostal	10	1	52	3	62	2
Protestant	67	7	97	6	164	6
Other Christian*	48	5	70	4	118	5
Agnostic	0	0	83	5	83	3
Athiest	1	0	12	1	13	1
Christian Scientist	19	2	5	0	24	1
Islam	2	0	54	3	56	2
None	128	13	165	11	293	11
Other**	17	2	36	2	53	2
Not Reported	28	3	16	1	44	2
Total	981	100	1,567	100	2,548	100

* The “Other Christian” category includes all other Christian religions not separated out in the above table.

** Details on religions included in the “Other” and “Other Christian” categories are available in the report Glossary.

Inmates committed to the DOC reported over thirty different religions. In Table 4 any religions representing less than 1% of the commitments are combined into categories. The numbers are reported in the Glossary.

Table 5
MA DOC 2002 Commitments: Place of Birth (Self-Reported) by Gender

	Female (%)		Male (%)		Total (%)	
Massachusetts	695	71	855	55	1,550	61
New Hampshire	7	1	5	0	12	0
Maine	10	1	7	0	17	1
Vermont	3	0	3	0	6	0
Rhode Island	12	1	17	1	29	1
Connecticut	12	1	22	1	34	1
New York	47	5	96	6	143	6
New Jersey	8	1	12	1	20	1
Other U.S. States/Territories*	96	10	121	8	217	9
Puerto Rico	68	7	257	16	325	13
Outside United State/Territories**	23	2	172	11	195	8
Total	981	100	1,567	100	2,548	100

* The category “Other U.S. States/Territories” includes all other U.S. States and U.S. territories not listed separately in the table.

** “Outside United States/Territories” includes all other countries outside the U.S. and U.S. territories excluding Puerto Rico.

Information on foreign countries are provided in the Glossary section, “Place of Birth”.

Table 6

**MA DOC 2002 Commitments:
Age at Commitment for Present Offense by Gender**

	Female	(%)	Male	(%)	Total	(%)
16 Yrs	0	0	1	0	1	0
17 Yrs	1	0	5	0	6	0
18 Yrs	9	1	34	2	43	2
19 Yrs	17	2	43	3	60	2
20 Yrs	28	3	54	3	82	3
21 Yrs	35	4	66	4	101	4
22 Yrs	36	4	79	5	115	5
23 Yrs	40	4	79	5	119	5
24 Yrs	25	3	71	5	96	4
25 to 29 Yrs	143	15	312	20	455	18
30 to 34 Yrs	195	20	254	16	449	18
35 to 39 Yrs	197	20	225	14	422	17
40 to 44 Yrs	154	16	171	11	325	13
45 to 49 Yrs	75	8	91	6	166	7
50 to 54 Yrs	18	2	35	2	53	2
55 to 59 Yrs	7	1	30	2	37	1
60 to 64 Yrs	1	0	11	1	12	0
65 to 69 Yrs	0	0	4	0	4	0
70 Yrs or Older	0	0	2	0	2	0
Total	981	100	1,567	100	2,548	100

Age at Commitment for Present Offense

The mean and median age was **32.5** and **32** years respectively (for all commitments).

The mean and median age for males was **32** and **30** years respectively.

The mean and median age for females was **33.4** and **34** years respectively.

Age at Commitment for Present Offense: Ranges:

Females - **17** years to **61** years.

Males - **16** years to **85** years.

Table 7

**MA DOC 2002 Commitments:
County of Last Known Address (Self-Reported) by Gender**

	Female (%)		Male (%)		Total (%)	
Barnstable County	9	1	25	2	34	1
Berkshire County	3	0	43	3	46	2
Bristol County	31	3	153	10	184	7
Dukes County	0	0	0	0	0	0
Essex County	195	20	157	10	352	14
Franklin County	0	0	8	1	8	0
Hampden County	23	2	263	17	286	11
Hampshire County	1	0	17	1	18	1
Middlesex County	156	16	168	11	324	13
Nantucket County	0	0	1	0	1	0
Norfolk County	49	5	52	3	101	4
Plymouth County	94	10	75	5	169	7
Suffolk County	91	9	310	20	401	16
Worcester County	267	27	185	12	452	18
Outside Massachusetts *	35	4	82	5	117	5
Not Reported	27	3	28	2	55	2
Total	981	100	1,567	100	2,548	100

* "Outside Massachusetts" includes two males who reported "Homeless" as last known address.

Table 8

**MA DOC 2002 Commitments:
Top Ten Most Common (Self-Reported)
City/Town Addresses for Males**

	Male (%)	
Springfield	150	11
Worcester	74	5
Boston	70	5
Dorchester	68	5
New Bedford	60	4
Holyoke	58	4
Lowell	55	4
Lawrence	52	4
Brockton	45	3
Fall River	38	3
Sub-Total	670	50
Other MA Cities/Towns	586	44
Outside Massachusetts	91	7
Total	1,347	100

Table 9

**MA DOC 2002 Commitments:
Top Ten Most Common (Self-Reported)
City/Town Addresses for Females**

	Female (%)	
Worcester	126	14
Brockton	51	5
Lawrence	44	5
Lynn	55	6
Lowell	36	4
Dorchester	28	3
Boston	22	2
Fitchburg	22	2
Leominster	18	2
Haverhill	18	2
Sub-Total	420	45
Other MA Cities/Towns	474	51
Outside Massachusetts	36	4
Total	930	100

Table 10

**MA DOC 2002 Commitments:
Primary Language (Self-Reported) by Gender**

	Female (%)		Male (%)		Total (%)	
English	898	92	1,238	79	2,136	84
Spanish	69	7	291	19	360	14
Other *	6	1	17	1	23	1
Not Reported	8	1	21	1	29	1
Total	981	100	1,567	100	2,548	100

* Details on languages included in the “Other” category are included in the report Glossary.

Table 11

**MA DOC 2002 Commitments:
English Comprehension (Self-Reported) by Gender**

	Female (%)		Male (%)		Total (%)	
Yes	952	97	1,509	96	2,461	97
No	2	0	9	1	11	0
Not Reported	27	3	49	3	76	3
Total	981	100	1,567	100	2,548	100

Offense Information for
Massachusetts Department of Correction
2002 Commitment Population

Table 12

MA DOC 2002 Commitments: Current Offense Category by Gender

	Female (%)		Male (%)		Total (%)	
Person	152	15	628	40	780	31
Sex	3	0	178	11	181	7
Property	274	28	160	10	434	17
Drug	260	27	514	33	774	30
Other	292	30	87	6	379	15
Total	981	100	1,567	100	2,548	100

Individuals may be incarcerated for multiple offenses.

The offense reported is associated with the longest maximum discharge date.

Figure 1

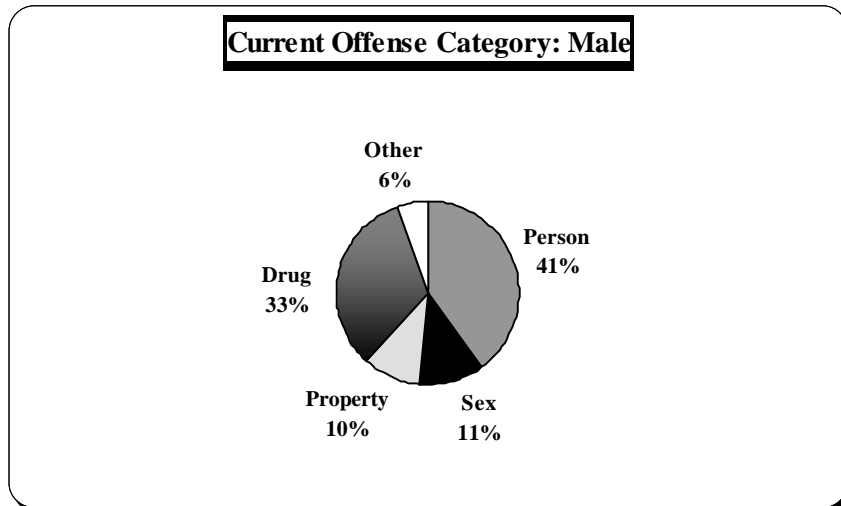


Figure 2

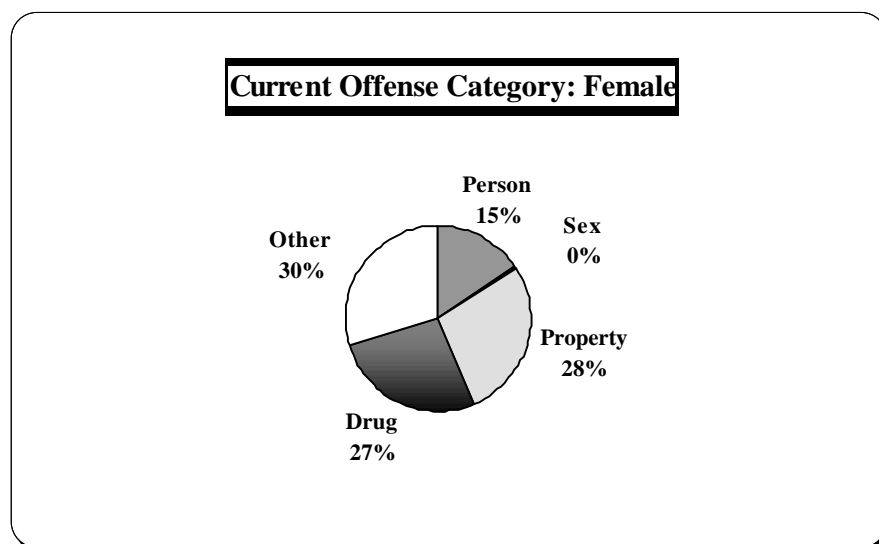


Table 13

MA DOC 2002 Commitments: Person Offenses by Gender

	Female (%)		Male (%)		Total (%)	
Armed Robbery	7	5	205	33	212	27
Asslt/ A&B w/ A Dangerous Weapon	35	23	96	15	131	17
Assault/ A&B	85	56	9	1	94	12
Unarmed Robbery	3	2	85	14	88	11
Armed Asslt w/Int to Rob/Murder	1	1	61	10	62	8
Manslaughter	4	3	38	6	42	5
Murder 1	0	0	30	5	30	4
Kidnapping	0	0	16	3	16	2
Murder 2	2	1	13	2	15	2
Carjacking	1	1	11	2	12	2
Assault to Rob Not Being Armed	0	0	9	1	9	1
Assault With Intent to Commit Murder	1	1	8	1	9	1
Vehicular Homicide	1	1	6	1	7	1
Conspiracy	3	2	4	1	7	1
Unarmed Robbery, Victim 60+	0	0	6	1	6	1
Assault and Battery Upon A Child	3	2	2	0	5	1
Mayhem	2	1	3	0	5	1
Stalking	1	1	4	1	5	1
Home Invasion	0	0	4	1	4	1
Asslt w/Intent to Commit Felony	0	0	4	1	4	1
Accessory Before the Fact	1	1	2	0	3	0
Accessory After the Fact	0	0	3	0	3	0
A&B Upon Elderly/Disabled	1	1	2	0	3	0
Armed Assault in Dwelling Houses	0	0	3	0	3	0
Attempted Murder	0	0	2	0	2	0
Confine/Put in Fear For Purpose of Stealing	0	0	2	0	2	0
Armed Asslt W/Intent to Rob/Murder, Victim 60+	1	0	0	0	1	0
Extortion	0	0	0	0	0	0
Total	152	100	628	100	780	100

Please note: the offenses are arranged in descending order by offense total.

Table 14

MA DOC 2002 Commitments: Sex Offenses by Gender

	Female (%)		Male (%)		Total (%)	
Rape and Abuse of a Child	0	0	63	35	63	35
Rape of Child w/Force	0	0	36	20	36	20
Aggravated Rape	0	0	15	8	15	8
Indecent A&B on Child < 14	3	100	18	10	21	12
Indecent A&B on Victim 14+	0	0	7	4	7	4
Indecent A&B on Mentally Retarded Victim	0	0	2	1	2	1
Rape	0	0	18	10	18	10
Assault w/Intent to Commit Rape	0	0	7	4	7	4
Other Sex Offenses	0	0	4	2	4	2
Assault W/Int to Commit Rape, Child <16	0	0	3	2	3	2
Sex Offenses Involving a Minor	0	0	3	2	3	2
Incest	0	0	2	1	2	1
Total	3	100	178	100	181	100

Please note: the offenses are arranged in descending order by offense total.

Table 15

MA DOC 2002 Commitments: Property Offenses by Gender

	Female (%)		Male (%)		Total (%)	
Larceny/Stealing	129	47	18	11	147	34
Unarmed Burglary	9	3	84	53	93	21
Forgery and Uttering	26	9	4	3	30	7
Shoplifting	29	11	0	0	29	7
Theft of Motor Vehicle or Non-Motor Vehicle	11	4	17	11	28	6
Destruction of Property	21	8	4	3	25	6
Receiving Stolen Goods	18	7	2	1	20	5
Larceny From the Person	12	4	4	3	16	4
Arson and Attempted Arson	1	0	12	8	13	3
Fraud	10	4	0	0	10	2
Larceny From Elderly or Disabled Person	7	3	0	0	7	2
Burglary, Armed or an Assault	0	0	6	4	6	1
Possession of Burglary Tools	0	0	6	4	6	1
Common and Notorious Thief	1	0	2	1	3	1
Embezzlement	0	0	1	1	1	0
Total	274	100	160	100	434	100

Please note: the offenses are arranged in descending order by offense total.

Table 16

MA DOC 2002 Commitments: Drug Offenses by Gender

	Female	(%)	Male	(%)	Total	(%)
Being Present Where Heroin is Kept	3	1	0	0	3	0
Possession of Hypodermic Syringe/Instrument	25	10	1	0	26	3
Distribute/Sell Drug Paraphernalia	0	0	0	0	0	0
Conspiracy to Violate Controlled Substance Act	3	1	9	2	12	2
Fraudulent Prescriptions	11	4	0	0	11	1
Class A Distribution or Possession w/Intent to Distribute	44	17	94	18	138	18
*Class A Distribution or Possession w/Intent to Dist, Subsequent	0	0	19	4	19	2
Class B Distribution or Possession w/Intent to Distribute	32	12	74	14	106	14
*Class B Distribution or Possession w/Intent to Dist, Subsequent	2	1	28	5	30	4
*Class B Distribution or Possession w/Intent to Dist to Minor	0	0	1	0	1	0
*Specific CL B Distribution or Possession w/Intent to Distribute	3	1	50	10	53	7
*Specific CL B Distribution or Possession w/Int to Dist, Subsequent	0	0	11	2	11	1
*Specific Class B Trafficking 14-28 Grams	7	3	85	17	92	12
*Specific Class B Trafficking 28-100 Grams	4	2	51	10	55	7
*Specific Class B Trafficking 100-200 Grams	1	0	15	3	16	2
*Specific Class B Trafficking 200+ Grams	0	0	10	2	10	1
*Class A Trafficking 14-28 Grams	0	0	11	2	11	1
*Class A Trafficking 28-100 Grams	1	0	5	1	6	1
*Class A Trafficking 100-200 Grams	0	0	3	1	3	0
*Class A Trafficking 200+ Grams	0	0	1	0	1	0
Class C Distribution or Possession w/Intent to Distribute	0	0	1	0	1	0
Class D Distribution or Possession w/Intent to Distribute	1	0	1	0	2	0
*Drug Violation School/Park	9	3	40	8	49	6
Induce Minors in Sale and Distribution of Drugs	2	1	2	0	4	1
Counterfeit Drugs, Distribution or Possession W/Intent	0	0	0	0	0	0
Unlawful Possession of Particular Controlled Substance	107	41	1	0	108	14
Unlawful Possession of Particular Cont Substance - Class A	2	1	1	0	3	0
Unlawful Possession of Particular Cont Substance - Class B	1	0	0	0	1	0
Unlawful Possession of Particular Cont Substance - Class C	1	0	0	0	1	0
Unlawful Possession of Particular Cont Substance - Class E	1	0	0	0	1	0
Total	260	100	514	100	774	100

* Denotes an offense which carries a mandatory sentence.

Mandatory offenses accounted for 46% of the total commitments for Drug offenses. Mandatory offenses accounted for 64% of the male drug commitments. For females, mandatory offenses accounted for 10% of the drug commitments.

Table 17

MA DOC 2002 Commitments: Other Offenses by Gender

	Female	(%)	Male	(%)	Total	(%)
OUI, Alcohol or Drugs, With or Without Injury	96	33	13	15	109	29
Prostitution	54	18	0	0	54	14
Other Motor Vehicle Offenses	50	17	2	2	52	14
Other Decency/Public Peace Crimes	42	14	0	0	42	11
Weapons Violation Bartley-Fox Gun Law	0	0	33	38	33	9
Other Weapons Offense	3	1	25	29	28	7
Domestic Abuse Prevention	11	4	0	0	11	3
Leave Scene of Vehicular Accident	9	3	0	0	9	2
Resisting Arrest	8	3	0	0	8	2
Attempt to Commit Crime	4	1	3	3	7	2
Intimidation of a Witness/Juror	1	0	6	7	7	2
Escape	2	1	4	5	6	2
Trespassing	5	2	0	0	5	1
Perjury/Contempt of Court	2	1	1	1	3	1
Obstruction of Justice	2	1	0	0	2	1
Cruelty to Animals	1	0	0	0	1	0
Sale/Possession of Alcohol to Minor Less Than 21	1	0	0	0	1	0
Miscellaneous Other Offense	1	0	0	0	1	0
Total	292	100	87	100	379	100

Please note: the offenses are arranged in descending order by offense total.

Sentencing Information for
Massachusetts Department of Correction
2002 Commitment Population

Table 18

MA DOC 2002 Commitments: Minimum Sentence by Gender

	Female (%)		Male (%)		Total (%)	
Less Than 1 Yr	0	0	1	0	1	0
1 to Less Than 2 Yrs	14	1	106	7	120	5
2 to Less Than 3 Yrs	21	2	334	21	355	14
3 to Less Than 4 Yrs	22	2	356	23	378	15
4 to Less Than 5 Yrs	9	1	168	11	177	7
5 to Less Than 6 Yrs	8	1	211	13	219	9
6 to Less Than 7 Yrs	1	0	68	4	69	3
7 to Less Than 8 Yrs	1	0	61	4	62	2
8 to Less Than 9 Yrs	0	0	40	3	40	2
9 to Less Than 10 Yrs	1	0	17	1	18	1
10 to Less Than 11 Yrs	3	0	55	4	58	2
11 to Less Than 12 Yrs	0	0	1	0	1	0
12 to Less Than 13 Yrs	0	0	21	1	21	1
13 to Less Than 14 Yrs	0	0	4	0	4	0
14 to Less Than 15 Yrs	0	0	3	0	3	0
15 to Less Than 16 Yrs	0	0	27	2	27	1
16 to Less Than 17 Yrs	0	0	4	0	4	0
17 to Less Than 18 Yrs	0	0	2	0	2	0
18 to Less Than 19 Yrs	1	0	6	0	7	0
19 to Less Than 20 Yrs	0	0	1	0	1	0
20 Yrs or More	0	0	14	1	14	1
Life	2	0	48	3	50	2
No Minimum	898	92	19	1	917	36
Total	981	100	1,567	100	2,548	100

Generally speaking, State Prison sentences carry a minimum and maximum sentence term whereas Reformatory and House of Correction sentences carry only a maximum sentence term (see Glossary section on “Minimum Sentence”, “Sentence/Sentence Type”). Trends in Sentence lengths have been greatly affected by the Truth in Sentencing Law, enacted January, 1994. One effect of Truth in Sentencing was to eliminate Reformatory sentences. Another impact of the Truth in Sentencing law was to increase the portion of the minimum sentence an inmate must serve to become eligible for parole. The Law also eliminated statutory good time, which reduces the amount of the maximum term that inmates must serve prior to discharge from their sentence (see Glossary section on “Truth in Sentencing”).

Table 19

MA DOC 2002 Commitments: Maximum Sentence by Gender

	Female (%)		Male (%)		Total (%)	
*Less Than 1 Yr	661	67	4	0	665	26
1 to Less Than 2 Yrs	162	17	75	5	237	9
2 to Less Than 3 Yrs	94	10	182	12	276	11
3 to Less Than 4 Yrs	28	3	364	23	392	15
4 to Less Than 5 Yrs	9	1	157	10	166	7
5 to Less Than 6 Yrs	13	1	280	18	293	11
6 to Less Than 7 Yrs	4	0	90	6	94	4
7 to Less Than 8 Yrs	1	0	85	5	86	3
8 to Less Than 9 Yrs	2	0	49	3	51	2
9 to Less Than 10 Yrs	0	0	27	2	27	1
10 to Less Than 11 Yrs	3	0	85	5	88	3
11 to Less Than 12 Yrs	0	0	4	0	4	0
12 to Less Than 13 Yrs	1	0	29	2	30	1
13 to Less Than 14 Yrs	0	0	3	0	3	0
14 to Less Than 15 Yrs	0	0	2	0	2	0
15 to Less Than 16 Yrs	0	0	37	2	37	1
16 to Less Than 17 Yrs	0	0	2	0	2	0
17 to Less Than 18 Yrs	0	0	3	0	3	0
18 to Less Than 19 Yrs	1	0	7	0	8	0
19 to Less Than 20 Yrs	0	0	2	0	2	0
20 Yrs or More	0	0	32	2	32	1
Life	2	0	48	3	50	2
Total	981	100	1,567	100	2,548	100

*Includes inmates serving a Fine, which have been calculated into days.

Generally speaking, State Prison sentences carry a minimum and maximum sentence term whereas Reformatory and House of Correction sentences carry only a maximum sentence term (see Glossary section on “Minimum Sentence”, “Sentence/Sentence Type”). Trends in Sentence lengths have been greatly affected by the Truth in Sentencing Law, enacted January, 1994. One effect of Truth in Sentencing was to eliminate Reformatory sentences. Another impact of the Truth in Sentencing law was to increase the portion of the minimum sentence an inmate must serve to become eligible for parole. The Law also eliminated statutory good time, which reduces the amount of the maximum term that inmates must serve prior to discharge from their sentence (see Glossary section on “Truth in Sentencing”).

Table 20

MA DOC 2002 Commitments: Court From Which Committed by Gender

	Female (%)		Male (%)		Total (%)	
District Courts	866	88	15	1	881	35
Barnstable Superior	1	0	30	2	31	1
Berkshire Superior	1	0	47	3	48	2
Bristol Superior	12	1	174	11	186	7
Dukes Superior	0	0	2	0	2	0
Essex Superior	16	2	160	10	176	7
Franklin Superior	0	0	14	1	14	1
Hampden Superior	15	2	262	17	277	11
Hampshire Superior	1	0	28	2	29	1
Middlesex Superior	14	1	178	11	192	8
Nantucket Superior	0	0	1	0	1	0
Norfolk Superior	6	1	72	5	78	3
Plymouth Superior	9	1	81	5	90	4
Suffolk Superior	9	1	291	19	300	12
Worcester Superior	31	3	207	13	238	9
Juvenile Courts	0	0	4	0	4	0
Probate and Family Courts	0	0	1	0	1	0
Total	981	100	1,567	100	2,548	100

District and Juvenile Court commitments are reported separately, whereas Superior Court commitments are broken out for each Massachusetts county.

Table 21

**MA DOC 2002 Commitments:
County of Court From Which Committed by Gender**

	Female (%)		Male (%)		Total (%)	
Barnstable County	8	1	30	2	38	1
Berkshire County	1	0	47	3	48	2
Bristol County	18	2	178	11	196	8
Dukes County	0	0	2	0	2	0
Essex County	231	24	162	10	393	15
Franklin County	0	0	14	1	14	1
Hampden County	15	2	265	17	280	11
Hampshire County	1	0	28	2	29	1
Middlesex County	198	20	181	12	379	15
Nantucket County	0	0	1	0	1	0
Norfolk County	86	9	73	5	159	6
Plymouth County	113	12	81	5	194	8
Suffolk County	14	1	294	19	308	12
Worcester County	296	30	211	13	507	20
Total	981	100	1,567	100	2,548	100

Sentencing courts are grouped by the Massachusetts county in which they are located.

Table 22**MA DOC 2002 Commitments: Sentence Type by Gender**

	Female (%)		Male (%)		Total (%)	
State Prison	83	8	1,551	99	1,634	64
House of Correction	898	92	16	1	914	36
Reformatory	0	0	0	0	0	0
Total	981	100	1,567	100	2,548	100

The discrepancy in sentence types by gender is a result of Massachusetts General Law. The law dictates that females may be committed directly by the courts to the DOC for a House of Correction sentence whereas males are committed to county houses of correction for such types of sentences. The Glossary section on “Sentence/Sentence Type” provides further clarification of sentence types.

Table 23**MA DOC 2002 Commitments:
Truth In Sentencing Indicator by Gender**

	Female (%)		Male (%)		Total (%)	
Yes	964	98	1,499	96	2,463	97
No	17	2	68	4	85	3
Total	981	100	1,567	100	2,548	100

The “Truth-in-Sentencing Indicator” shows the number of inmates sentenced under Massachusetts Truth-in-Sentencing legislation enacted in 1994. See Glossary for further explanation on “Truth in Sentencing” indicator.

Trends in Massachusetts Department of Correction
New Court Commitments, 1993 - 2002

Table 24

MA DOC 2002 Commitments by Gender, 1993 to 2002

												% Chng
		1993	1994	1995	1996	1997	1998	1999	2000	2001	2002	01 vs 02
Male	N	2,241	2,204	2,179	1,968	2,006	1,923	1,677	1,425	1,347	1,567	16
	(%)	74	70	67	64	67	67	64	61	60	61	
Female	N	796	957	1,079	1,085	971	933	960	918	908	981	8
	(%)	26	30	33	36	33	33	36	39	40	39	
Total		3,037	3,161	3,258	3,053	2,977	2,856	2,637	2,343	2,255	2,548	13

Figure 3

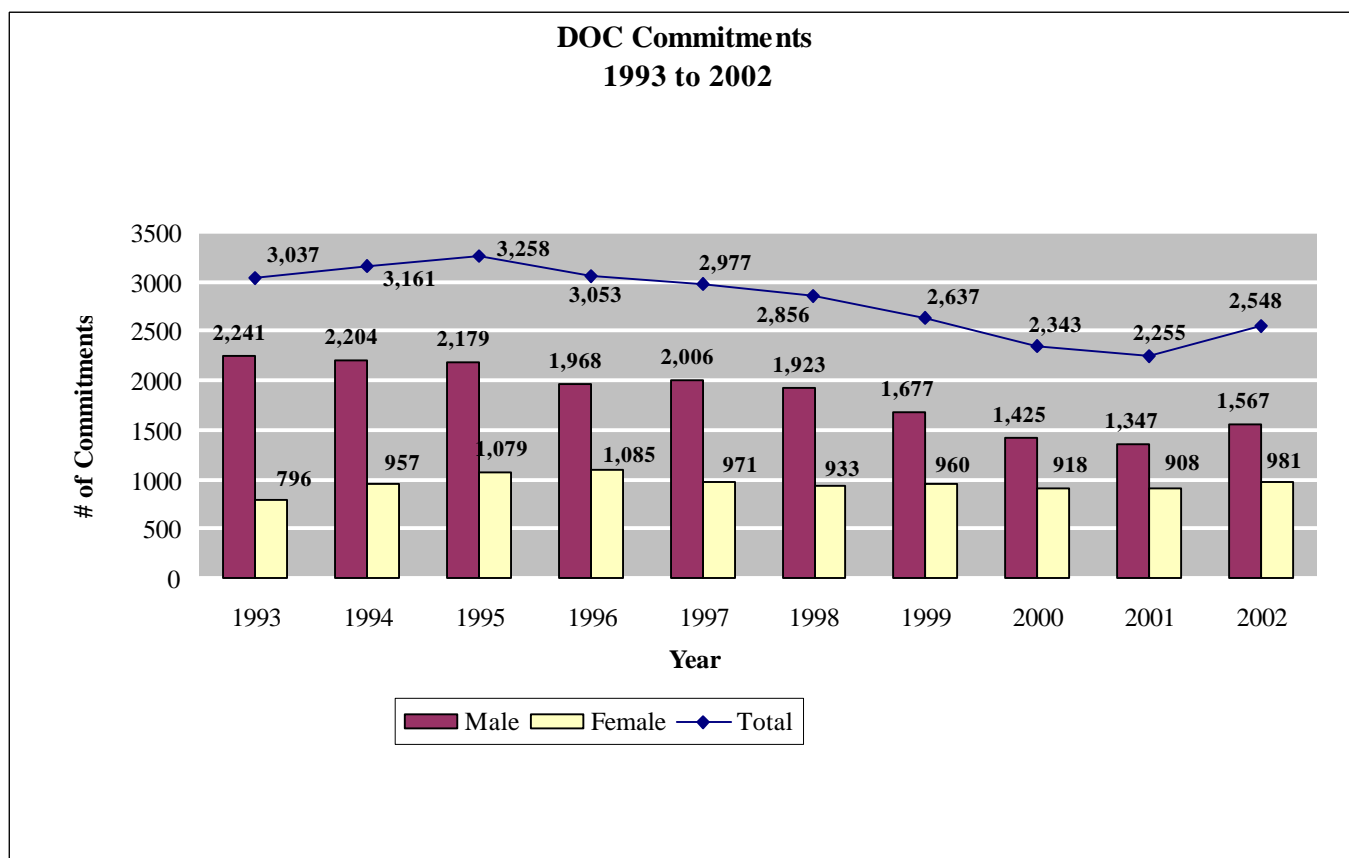


Table 25**MA DOC 2002 Commitments: Race/Ethnicity (Self-Reported), 1993 to 2002**

		1993	1994	1995	1996	1997	1998	1999	2000	2001*	2002*	% Chng 01 vs 02
Caucasian	N	1,541	1,567	1,614	1,391	1,412	1,273	1,297	1,142	1,145	1,316	15
	(%)	51	50	50	46	47	45	49	49	51	52	
African American	N	832	898	838	787	740	777	610	543	486	571	17
	(%)	27	28	26	26	25	27	23	23	22	22	
Hispanic	N	642	674	754	834	774	776	698	625	605	625	3
	(%)	21	21	23	27	26	27	26	27	27	25	
Native American	N	3	4	12	18	6	0	9	7	6	2	-67
	(%)	0	0	0	1	0	0	0	0	0	0	
Asian	N	18	18	39	23	45	30	23	17	13	15	15
	(%)	1	1	1	1	2	1	1	1	1	1	
Other	N	1	0	1	0	0	0	0	9	0	19	N.A.
	(%)	0	0	0	0	0	0	0	0	0	0	
Total		3,037	3,161	3,258	3,053	2,977	2,856	2,637	2,343	2,255	2,548	13

* Beginning with the year 2001, Hispanic ethnicity is reported separate from Race. For Table 25, and Figure 4 below, those who reported their ethnicity as “Hispanic” are reported in the Hispanic category although they reported their Race as “White” or “Black” in order to consistently compare to previous years.

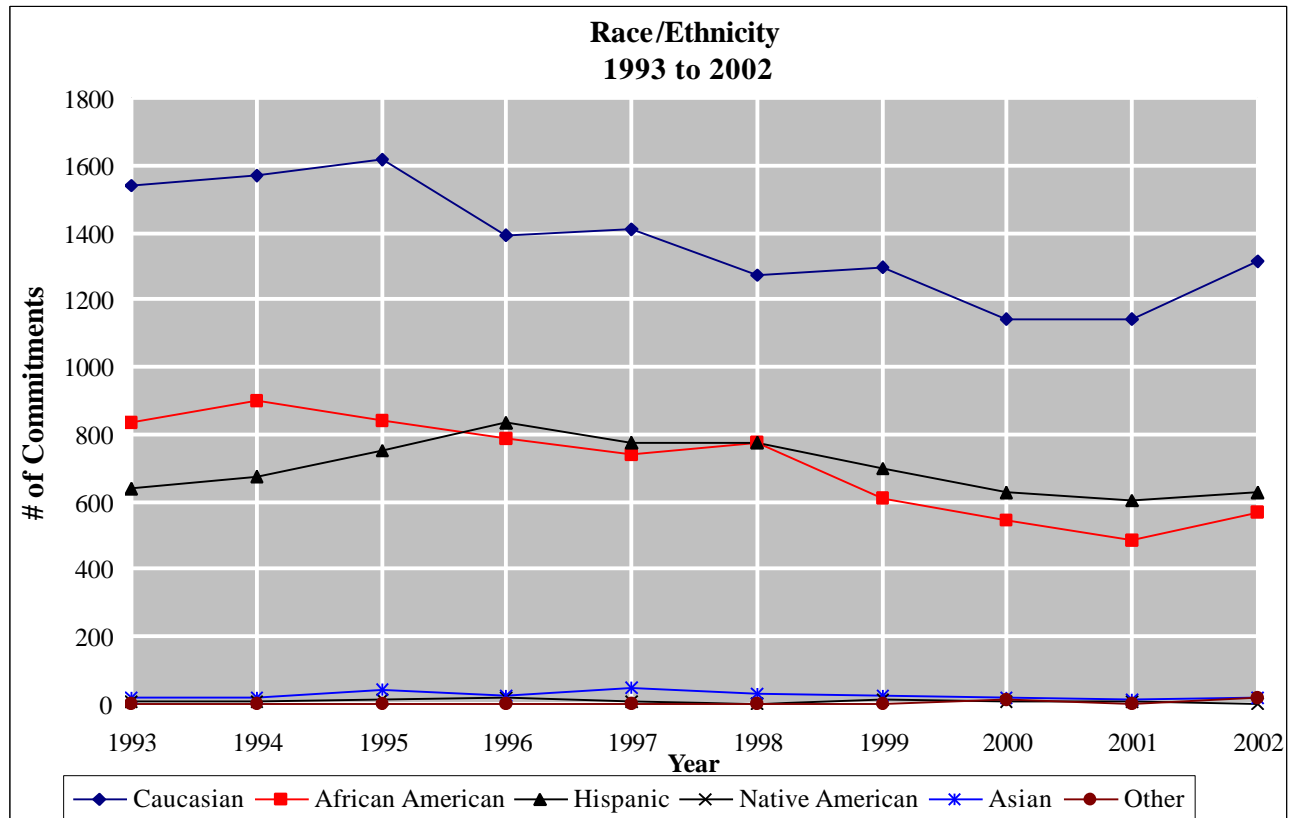
Figure 4

Table 26

MA DOC 2002 Commitments: Age at Commitment for Present Offense, 1993 to 2002

		1993	1994	1995	1996	1997	1998	1999	2000	2001	2002	% Chng 01 vs 02
19 Yrs or Younger	N	224	207	235	181	185	203	146	135	99	110	11
	(%)	7	7	7	6	6	7	6	6	4	4	
20 to 29 Yrs	N	1,381	1,388	1,384	1,235	1,119	1,099	965	865	855	968	13
	(%)	45	44	42	40	38	38	37	37	38	38	
30 to 39 Yrs	N	1,051	1,122	1,171	1,136	1,172	1,019	1,005	861	829	871	5
	(%)	35	35	36	37	39	36	38	37	37	34	
40 to 49 Yrs	N	286	334	361	391	398	417	405	398	384	491	28
	(%)	9	11	11	13	13	15	15	17	17	19	
50 to 59 Yrs	N	72	88	82	86	90	94	96	65	61	90	48
	(%)	2	3	3	3	3	3	4	3	3	4	
60 Yrs or Older	N	23	22	25	24	13	24	20	19	27	18	-33
	(%)	1	1	1	1	0	1	1	1	1	1	
Total		3,037	3,161	3,258	3,053	2,977	2,856	2,637	2,343	2,255	2,548	13

Figure 5

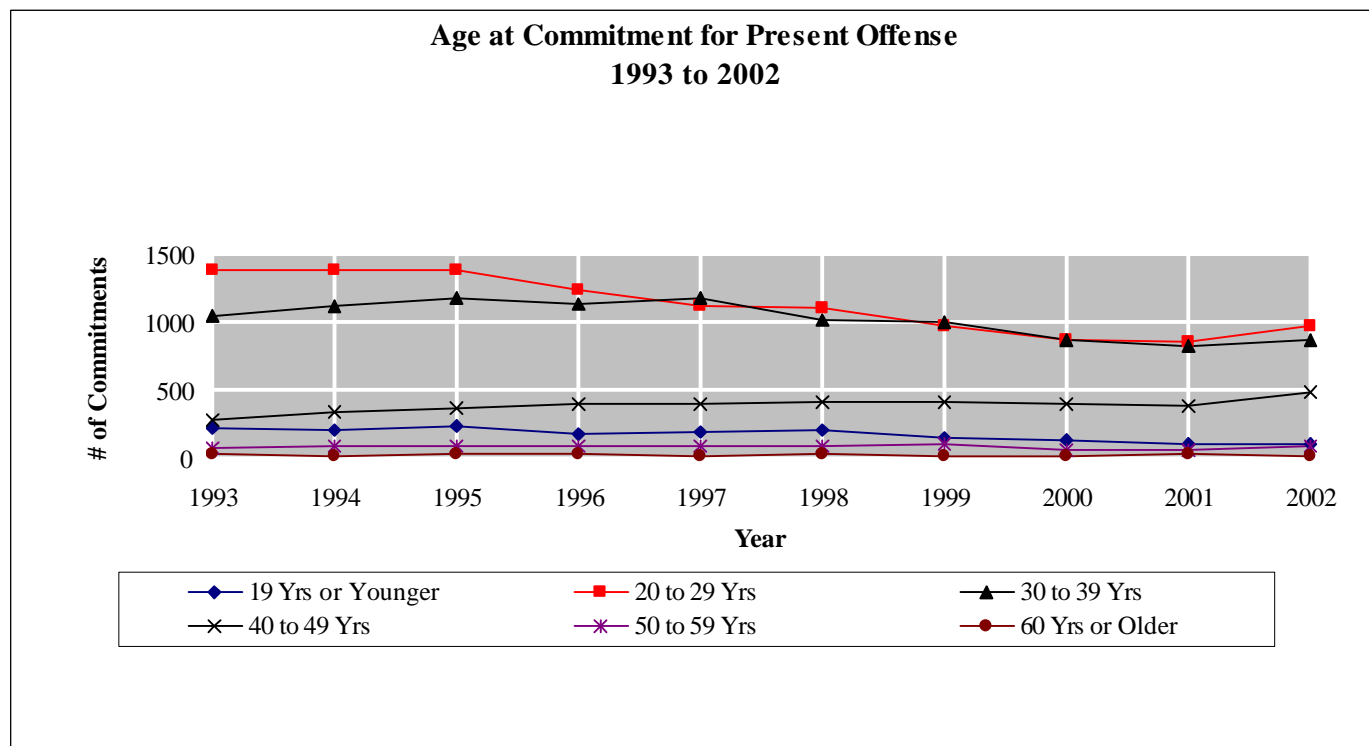


Table 27

MA DOC 2002 Commitments: Current Offense Categories, 1993 to 2002

		1993	1994	1995	1996	1997	1998	1999	2000	2001	2002	% Chng 01 vs 02
Person	N	1,046	1,092	1,084	954	932	897	818	720	704	780	11
	(%)	34	35	33	31	31	31	31	31	31	31	
Sex	N	301	265	262	225	247	224	202	162	150	181	21
	(%)	10	8	8	7	8	8	8	7	7	7	
Property	N	564	611	570	516	526	468	434	422	355	434	22
	(%)	19	19	17	17	18	16	16	18	16	17	
Drug	N	781	807	831	893	852	888	787	701	699	774	11
	(%)	26	26	26	29	29	31	30	30	31	30	
Other	N	345	386	511	465	420	379	396	338	347	379	9
	(%)	11	12	16	15	14	13	15	14	15	15	
Total		3,037	3,161	3,258	3,053	2,977	2,856	2,637	2,343	2,255	2,548	13

Figure 6

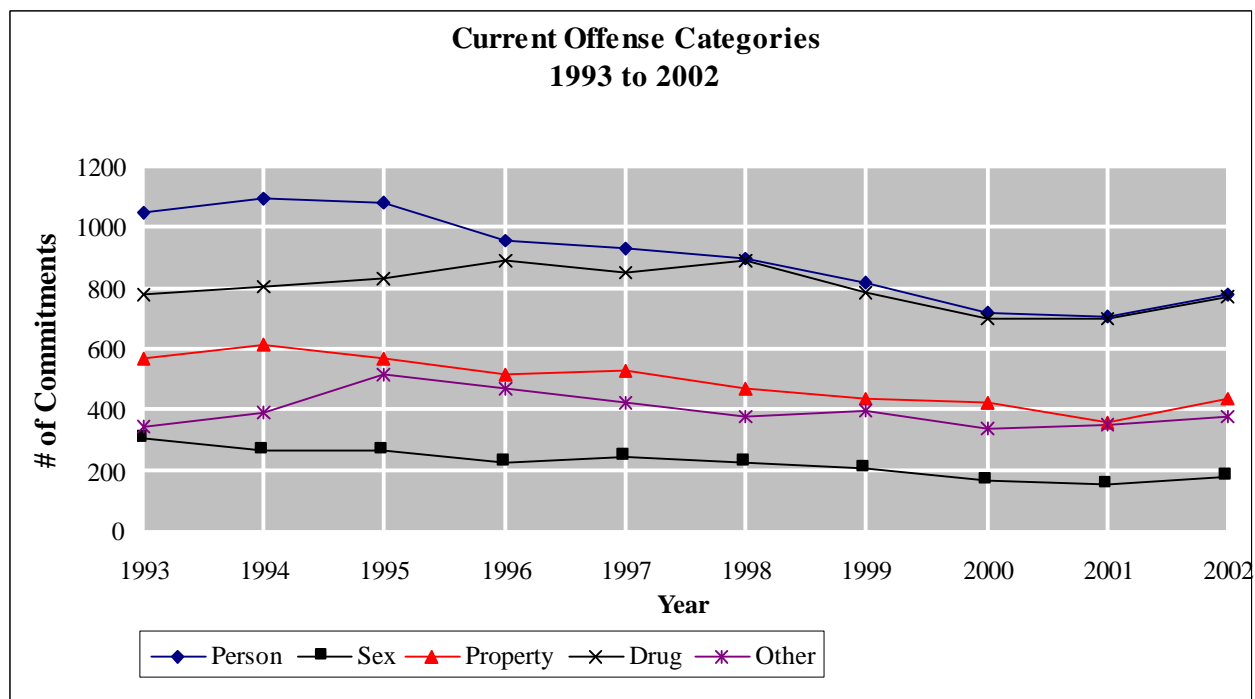


Table 28

MA DOC 2002 Commitments: Minimum Sentence, 1993 to 2002

		1993	1994	1995	1996	1997	1998	1999	2000	2001	2002	% Chng 01 vs 02
No Minimum	N	1,036	1,016	1,031	1,031	894	857	902	873	851	917	8
	(%)	34	32	32	34	30	30	34	37	38	36	
Less Than 5 Yrs	N	696	765	1,209	1,275	1,318	1,303	1,097	988	864	1,031	19
	(%)	23	24	37	42	44	46	42	42	38	40	
5 to Less Than 10 Yrs	N	922	991	705	507	497	467	431	386	364	408	12
	(%)	30	31	22	17	17	16	16	16	16	16	
10 to Less Than 20 Yrs	N	285	270	209	134	146	132	134	43	102	128	25
	(%)	9	9	6	4	5	5	5	2	5	5	
20 Yrs or More	N	20	25	22	16	24	15	16	11	20	14	-30
	(%)	1	1	1	1	1	1	1	0	1	1	
Life	N	78	94	82	90	98	82	57	42	54	50	-7
	(%)	3	3	3	3	3	3	2	2	2	2	
Total		3,037	3,161	3,258	3,053	2,977	2,856	2,637	2,343	2,255	2,548	13

Please note: "Less Than 5 Years may include inmates serving a Fine which have been calculated into days.

Figure 7

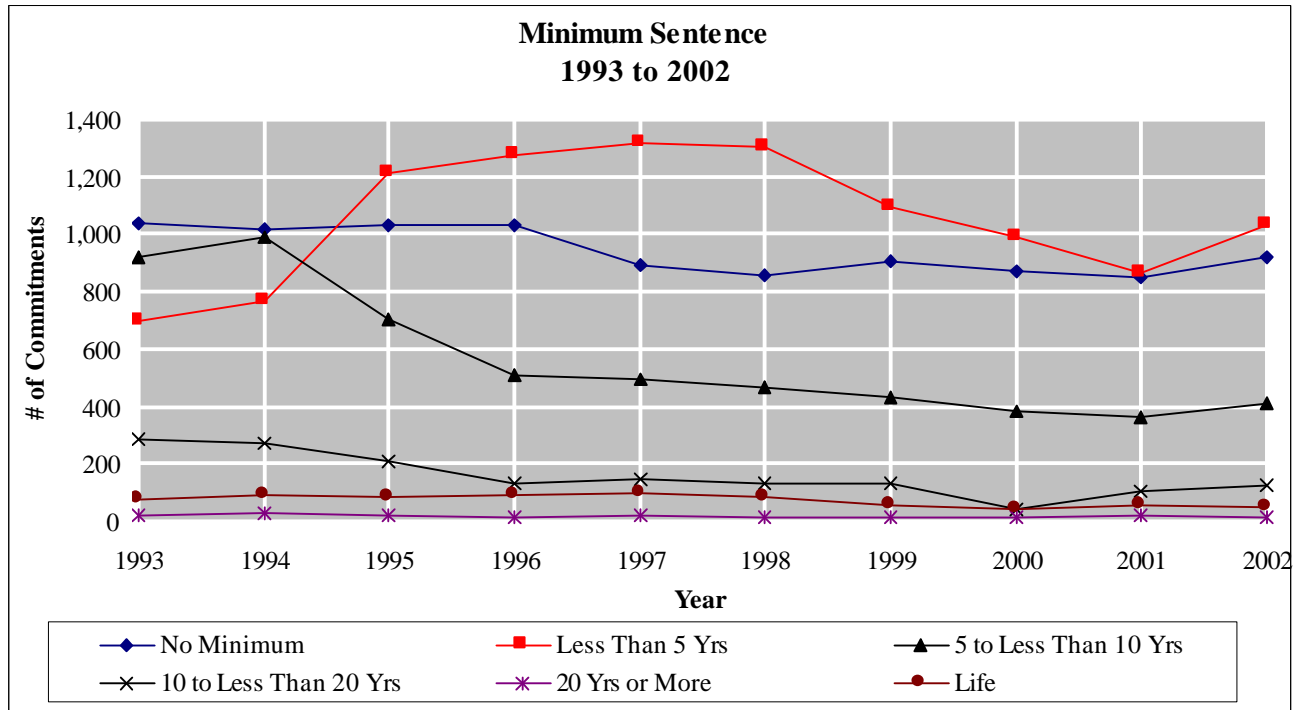


Table 29

MA DOC 2002 Commitments: Maximum Sentence, 1993 to 2002

		1993	1994	1995	1996	1997	1998	1999	2000	2001	2002	% Chng 01 vs 02
Less Than 5 Yrs	N	859	999	1,498	1,762	1763	1,757	1,552	1,610	1,539	1,736	13
	(%)	28	32	46	58	59	62	59	69	68	68	
5 to Less Than 10 Yrs	N	1,030	1,134	1,090	843	784	737	786	515	478	551	15
	(%)	34	36	33	28	26	26	30	22	21	22	
10 to Less Than 20 Yrs	N	921	791	486	296	269	235	191	146	147	179	22
	(%)	30	25	15	10	9	8	7	6	7	7	
20 Yrs or More	N	149	143	102	62	63	45	51	30	37	32	-14
	(%)	5	5	3	2	2	2	2	1	2	1	
Life	N	78	94	82	90	98	82	57	42	54	50	-7
	(%)	3	3	3	3	3	3	2	2	2	2	
Total		3,037	3,161	3,258	3,053	2,977	2,856	2,637	2,343	2,255	2,548	13

Figure 8

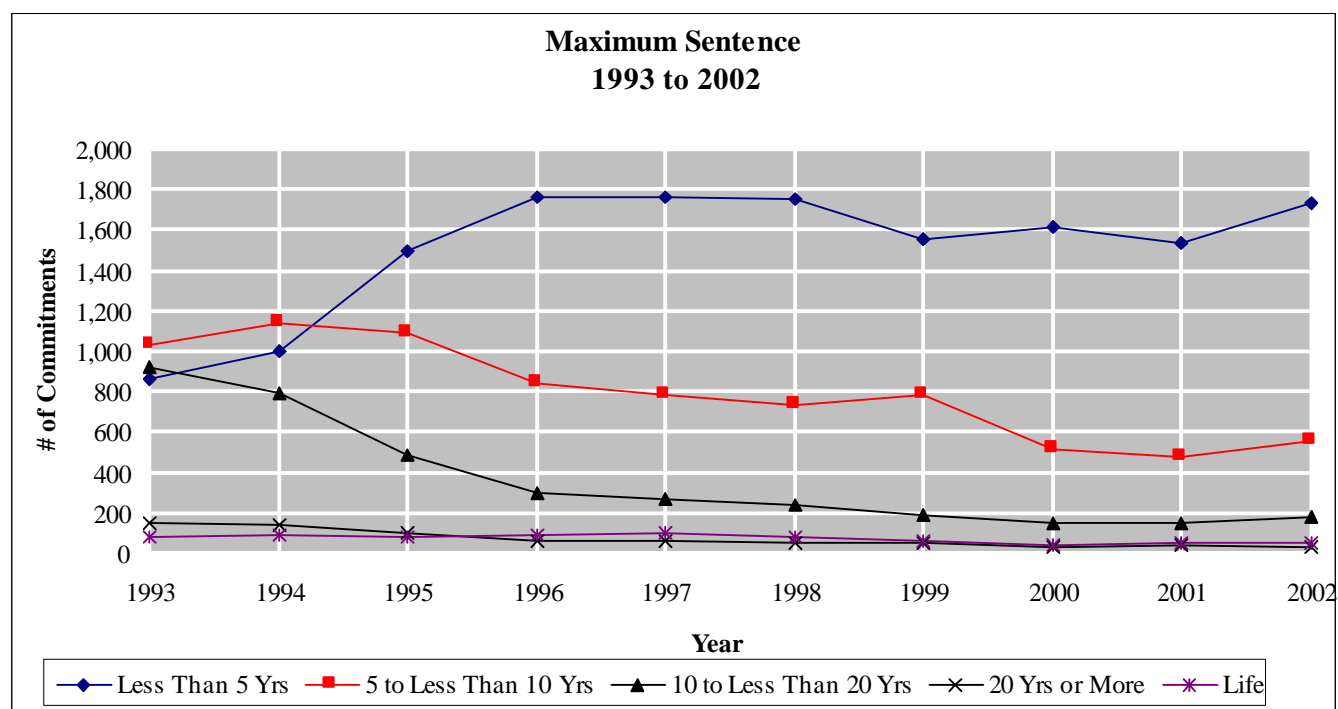
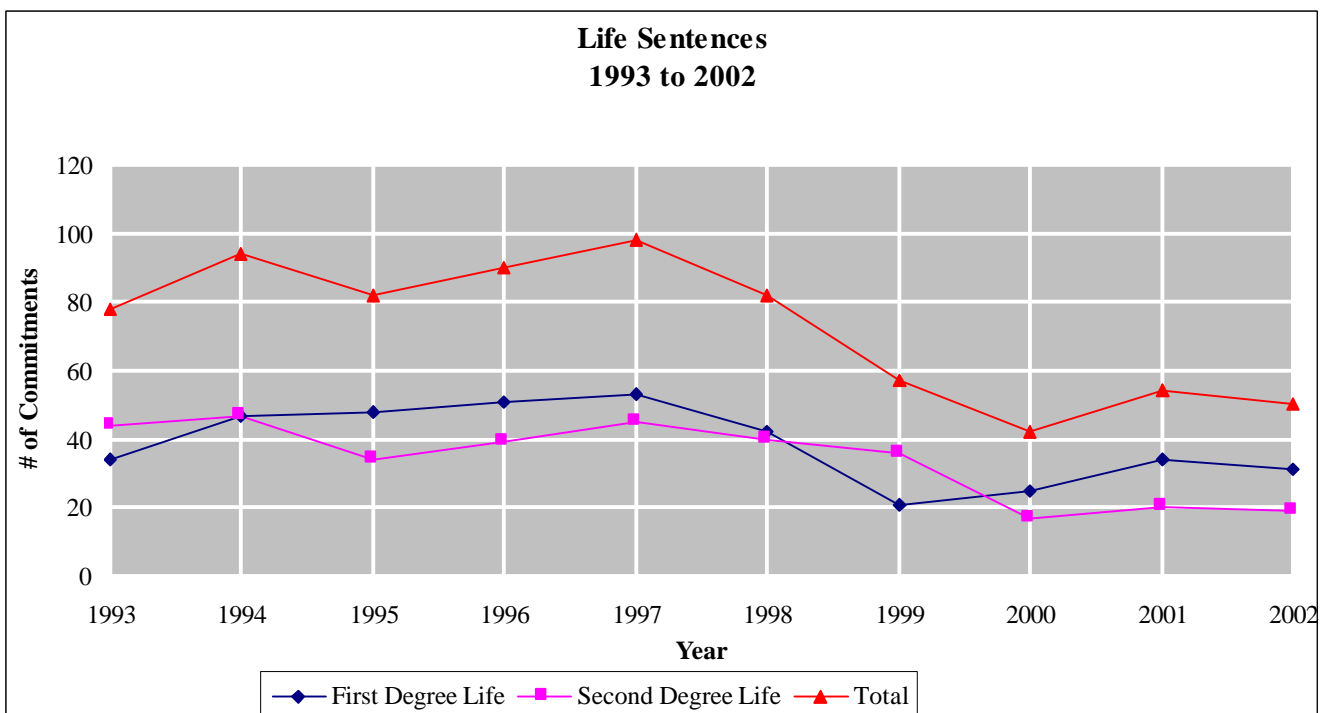


Table 30

MA DOC 2002 Commitments: Life Sentences, 1993 to 2002

		1993	1994	1995	1996	1997	1998	1999	2000	2001	2002	% Chng 01 vs 02
First Degree Life	N	34	47	48	51	53	42	21	25	34	31	-9
	(%)	44	50	59	57	54	51	37	60	63	62	
Second Degree Life	N	44	47	34	39	45	40	36	17	20	19	-5
	(%)	56	50	41	43	46	49	63	40	37	38	
Total		78	94	82	90	98	82	57	42	54	50	-7

Figure 9



Glossary

Age at Commitment for Present Offense	Jail credits are not considered when calculating the age at commitment for present offense.
Court from Which Committed	Boston Municipal Court is included with the District Court category, as well as other former Municipal courts; District courts are lower courts of all counties.
CRS	Correctional Residential Services.
Current Offense	<p>Inmates may be incarcerated for multiple offenses. The offense reported is that associated with the longest maximum discharge date.</p> <p>Offense labels can be found in the Appendix and are listed in alphabetical order by offense category.</p>
DOC	Massachusetts Department of Correction.
Expiration	Expiration of Sentence.
GCD	Good Conduct Discharge.
HOC	House of Correction - Massachusetts.
Marital Status	The categories “Common Law”, “Cohabitant”, and “Life Partner” are combined into the category labeled “Partner/Live-in” for this report.
Mean	Sum of the values of all the observations in a data set divided by the number of observations. Typically referred to as the “average”.
Median	The point in an array of data which has an equal number of observations above and below it.
Minimum Sentence	Some inmates do not have a minimum sentence, only a maximum sentence. Cases with “No Minimum” term are inmates serving House of Correction (County) or Reformatory sentences and can also be those serving out of state or federal sentences.
Not Available/NA	Information that is unavailable for previous years due to changes in definitions/reporting is noted as “Not Available”. Also, missing information is considered “Not Available”.

Not Reported

For self-reported variables such as marital status, education, race, place of birth, and address missing information is noted as “Not Reported”.

Place of Birth

The category “Outside United States/Territories” combines 42 countries reported by inmates as their place of birth. Less than 10 inmates were born in any foreign country except for the following: Dominican Republic (65), Colombia (27), or Cuba (10).

Primary Language

Listed are the primary languages reported by inmates that are combined into the “Other” category. The number of cases is provided in parenthesis: Arabic (1), Cape Verdean (3), French (1), Greek (1), Italian (1), Krahn (2), Korean (1), Polish (2), Portuguese (1), Russian (6), Thai (1), and Vietnamese (3).

Race/Ethnicity

Inmates who self-report their race as “White Hispanic” or “Black Hispanic” are combined into the “Hispanic” category for this report.

Religion

Several religions are combined into categories in this report. The “Other” category consists of the following religions with the associated number of cases in parenthesis: Buddhist (10), Jewish (21), Native American (4), Other (8), Russian Orthodox (4), Rastafarian (4), Wiccan (2). The “Other Christian” category consists of the following: Born Again Christian (9), Congregationalist (1), Episcopalian (10), Greek Orthodox (6), Jehovah Witness (11), Lutheran (9), Methodist (9), Mormon (2), Presbyterian (5), Roman Catholic (48), Seventh Day Adventist (8). One inmate who reported a religion of Muslim is combined into the “Islam” category. Blank and missing information is labeled as “Not Reported”.

Sentence/Sentence Type

State Prison Sentence

Prior to the “Truth in Sentencing” law, if an offender is sentenced to the State Prison, except for life or as an habitual criminal, the court shall not fix the term of imprisonment, but shall fix a maximum and minimum term for which he/she may be imprisoned. The minimum term shall not be less than two and a half years. All sentences that have a finite maximum term are eligible to have the term reduced by statutory good time, except for most sex offenses, crimes committed while confined and certain “mandatory” sentences.

In the “new law”, all state sentences have a minimum and a maximum term, unless an inmate is sentenced for life or as a habitual criminal. The minimum term is used to determine parole eligibility, and the maximum term is used to determine discharge.

Under both the “old” and “new” sentencing systems, an inmate is discharged from his/her sentence at the expiration of his term, less any statutory or earned good time. Under the “new” system none of the reduction will be attributable to statutory good time

Reformatory Sentence

Prior to the “Truth in Sentencing” law, males and females can be sentenced to a Reformatory sentence, an indefinite term, indicated by a maximum term.

For MCI- Concord, a male not previously sentenced for a felony more than three times, convicted of a crime punishable by imprisonment in any correctional institution of the Commonwealth or by imprisonment in a jail or House of Correction may be sentenced for an indefinite term. Concord may confine misdemeanor offenders as well as those who commit felonies.

The “new” law eliminates “Concord” (or Framingham) sentences to the state reformatory.

A female convicted of a crime punishable by imprisonment in a House of Correction, may be sentenced to the Massachusetts Correctional Institution-Framingham. In addition to those women who commit felonies, MCI-Framingham may confine female misdemeanor offenders.

House of Correction Sentence

Also known as a “County Sentence”. Prior to the “Truth in Sentencing” law, if an offender is sentenced to the House of Correction, the term shall be two and a half years or less. Parole eligibility and discharge are based on the maximum term of a sentence.

Under the “new” law, discharge on this sentence will change because of the elimination of statutory good time. There is no change in the parole eligibility date.

Other State, Federal

This category is used for inmates who were received by the DOC from another state correctional agency or the Federal Bureau of Prisons and are not sentenced under Massachusetts General Law.

Truth in Sentencing Indicator

On January 12, 1994, the Governor signed into law an Act to Promote the Effective Management of the Criminal Justice System. St. 1993, c. 432, generally known as the “Truth in Sentencing” Law. Sentencing for offenses committed after June 30, 1994 are significantly affected by this law. This field indicates whether the “Current Offense” was committed prior to or after June 30, 1994. For further discussion on some of the changes due to Truth in Sentencing refer to “Sentence/Sentence Type” earlier in Glossary.

Type of Sentence

In past reports, this variable has represented the type of sentence received by the court such as Aggregate, Concurrent, Fine, Forthwith, From and After, Simple, or Split. Due to changes in the database, the Type of Sentence is no longer available in such detail, consequently it is no longer reported. This variable is different from “Sentence Type” which is presented in this report and defined earlier in the Glossary.

Violent Offense

Any offense that falls under the Person or Sex Offense categories.

Appendix

Offenses are listed in alphabetical order by category. If more than one offense is combined into the same label or an offense label was shortened to fit in the report table, the offense is listed in this Appendix. Abbreviated offense labels are printed in **bold** letters. Arithmetic signs have been used to abbreviate where relevant and represent the following: > (greater than), < (less than), + (and over).

Drug Offense

Massachusetts General Law Chapter 94C
Offenses.

Class A Distribution or Possession w/Intent
to Distribute

**Class A: Manufacturing, Distribution,
Dispensing or Possession with Intent to
Manufacture, Distribute or Dispense** (no
mandatory minimum term).

Class A Distribution or Possession w/Intent to
Dist, Subsequent

**Class A: Subsequent Offense,
Manufacturing, Distribution, Dispensing or
Possession with Intent to Manufacture,
Distribute or Dispense** (mandatory minimum
term specified).

Class A Distribution or Poss w/Int to Dist to Minor

**Class A: Manufacturing, Distribution,
Dispensing or Possession with Intent to
Manufacture, Distribute, Dispense to a
Minor** (mandatory minimum term specified).

Class B Distribution or Possession w/Intent
to Distribute

**Class B: Manufacturing, Distribution,
Dispensing or Possession with Intent to
Manufacture, Distribute, Dispense** (no
mandatory minimum term).

Class B Distribution or Possession w/Intent
to Dist, Subsequent

**Class B: Subsequent Offense,
Manufacturing, Distribution, Dispensing or
Possession with Intent to Manufacture,
Distribute or Dispense** (mandatory minimum
term specified).

Class B Distribution or Poss w/Int to Dist to Minor

**Class B: Manufacturing, Distribution,
Dispensing or Possession with Intent to
Manufacture, Distribute, Dispense to a
Minor** (mandatory minimum term specified).

Class C Distribution or Possession w/Int to
Distribute

**Class C: Manufacturing, Distribution,
Dispensing or Possession with Intent to
Manufacture, Distribute, Dispense** (no
mandatory minimum term).

Class C Distribution or Poss w/Int to Dist,
Subsequent

**Class C: Subsequent Offense,
Manufacturing, Distribution, Dispensing or
Possession with Intent to Manufacture,
Distribute or Dispense** (mandatory minimum
term specified).

Class C Distribution or Poss w/Int to Dist to Minor	Class C: Manufacturing, Distribution, Dispensing or Possession with Intent to Manufacture, Distribute, Dispense to a Minor (mandatory minimum term specified).
Class D Distribution or Possession w/Intent to Distribute	Class D: Manufacturing, Distribution, Dispensing or Possession with Intent to Manufacture, Distribute or Dispense (no mandatory minimum term).
Class D Distribution or Poss w/Int to Dist, Subsequent	Class D: Subsequent Offense, Manufacturing, Distribution, Dispensing or Possession with Intent to Manufacture, Distribute or Dispense (no mandatory minimum term).
Counterfeit Drugs, Distribution or Possession	Counterfeit Drugs, Manufacturing, Distribution, Dispensing or Possession with Intent to Manufacture, Distribute, Dispense.
Distribute/Sell Drug Paraphernalia	Distribute or possess drug paraphernalia with intent to sell; sell drug paraphernalia.
Drug Violation School/Park	Drug violation near a school or park.
Fraudulent Prescriptions	Includes uttering false prescriptions and subsequent offenses; drugs obtained by fraud.
Induce Minors in Sale and Distribution of Drugs	Induce Minors in Sales and Distribution of Drugs. Includes drug funds, induce minors to possess, induce minors to distribute.
Unlawful Possession of Particular Controlled Substance	Unlawful Possession of Particular Controlled Substances Including Heroin and Marijuana. The following are the controlled substance categories:
Class A	Heroin and morphine;
Class B	Cocaine; opium, amphetamines, barbiturates, and PCP;
Class C	Hallucinogens (LSD, hashish);
Class D	Marijuana;
Class E	Prescription drugs;
No Class Specified	Type of drug is not indicated by the sentence.
Possession of Hypodermic Syringe/Instrument	Includes possession of hypodermic needle or any instrument adapted for the administration of narcotic drugs; hypodermic violation.

Possession w/Int to Distribute Cocaine to Minor	Cocaine Distribution or Possession with Intent to Distribute to a Minor (mandatory minimum term).
Specific CL B Distribution or Possession w/ Intent to Distribute	Specific Class B: Manufacturing, Distribution, Dispensing or Possession with Intent to Manufacture, Distribute, Dispense (mandatory minimum term specified). Specific Class B drugs are Cocaine and Phenmetrazine.
Specific CL B Distribution or Possession w/ Int to Dist, Subsequent	Specific Class B: Subsequent Offense, Manufacturing, Distribution, Dispensing or Possession with Intent to Manufacture, Distribute, Dispense (mandatory minimum term specified). Specific Class B drugs are Cocaine and Phenmetrazine. Methamphetamine.
Specific Class B Trafficking	Trafficking categories are broken out by amount. Specific Class B drugs are Cocaine and Phenmetrazine.
<u>Other Offense</u>	Miscellaneous offenses that are not clearly categorized into one of the other offense categories of Person, Property, Sex or Drug.
Bribery/Corruption	Includes corrupt gifts/offers to influence; bribery; corrupt gifts/offers to influence acts; solicitation of gifts; corruption; financial interest of state employees; giving or receiving gifts; fiduciary; threatening economic injury.
Cruelty to Animals	Includes rabies vaccination penalty; killig or injury to domestic animals; cruelty to animals; willfully injuring police dogs or horses.
Delivering/Receiving Articles for Inmates	Includes delivering drugs to prisoners; inmates bringing drugs/weapons into facilities.
Deriving Support from Prostitution	Includes keeping and maintaining house of prostitution or house of ill fame; deriving support from a prostitute (pimping); procuring a person to practice prostitution.
Domestic Abuse Prevention	Includes orders to vacate marital home and orders of restraint; domestic abuse prevention.

Environmental Offenses	Includes discharge of pollutants into waters; illegal dumping; illegal taking of shellfish violation of wetlands protection act.
Escape	Includes attempts, aiding an escape, accessory to escape. Escapes from work, education, program release activity, prison camp, jail.
False Alarm of Fire/Removal of Fire Devices	False Alarm of Fire/Removal of Fire Protective Devices. Includes tampering with fire protection device; false alarm of fire.
Gaming	Includes organizing gambling syndicates; place for registering bets.
Habitual Criminal	Sentence if no punishment is provided by statute; punishment of habitual criminal.
Leave the Scene of Vehicular Accident	Motor vehicle accident, personal injury, damage.
Miscellaneous Other Offense	Includes violation of a civil ordinance, inhaling toxic vapors; tax evasion, threatening tax collector, contributing to the delinquency of a minor, home improvement contractor violation/unlicensed; procuring miscarriage, dies in consequence of miscarriage; disinterring bodies.
Non-Support or Abandonment of Child	Infant abandonment and death from abandonment; abandonment and non-support; the illegal refusal to support a child.
Obstruction of Justice	Includes obstruction of justice; compounding or concealing felonies; false report of crime to police officer.
Other Decency/Public Peace Crimes	Includes promoting of anarchy, inciting a riot; common night walker, brawlers, disorderly acts, indecent exposure, lewd, wanton and lascivious behavior, idle and disorderly; threat to commit a crime; recognizance to keep the peace; affray, threats, disturbing of peace in presence of justice.
Other Motor Vehicle Offenses	Does not include vehicular homicide, OUI, OUI with injury, or leaving the scene. Includes violation of Automobile Law, violation of Motor Vehicle Law; failure to yield right away to emergency vehicles; operating unregistered; operating after

Other Motor Vehicle Offenses (continued)	suspension; operating motor vehicle after suspension or revocation of license (this includes operating after revocation, habitual offender, illegally attaching plates, operating after suspension); using motor vehicle without authority, leaving scene after motor vehicle homicide; refusal to submit to police officer; leasing motor vehicle on mileage basis fraud violation; operating motor vehicle without liability policy, bond.
Other Weapons Offense	Includes shooting across highway near dwelling; firearm license violation - purchase for use of another; throwing or shooting of missiles; use of a firearm during commission of a felony; possession of infernal machine; carrying dangerous weapon first or subsequent; sale of silencers for firearms, knife, dagger, etc. with prior felony; tear gas use in commission of crime; possession of machine or shot guns; use of body armor in commission of crime; quantity of firearms; firearms sales, distribution or transfer; selling firearm without registering of serial number; possess firearm without ID; possession of firearm on school grounds; possession of large capacity weapon without firearm identification; possession of defaced firearm in a felony; defacing a firearm, discharge of firearm within 500 feet of a dwelling; possession of explosives or other dangerous substances; weapons violation with prior.
OUI, Alcohol or Drugs, With or Without Injury	Operating a Motor Vehicle Under the Influence of Alcohol or Drugs With or Without Injury. Includes operating under the influence; operating under the influence with injury resulting.
Perjury/Contempt of Court	Includes contempt; perjury; attempt to procure another to commit perjury; disruption of court proceedings; perjury, statements alleging motor vehicle thefts; penalties for violation of confidentiality and for perjury; failure to appear.
Prostitution	Includes soliciting for prostitute; prostitution; engaging in sex for a fee.
Sale/Possession of Alcohol to Minor < 21	Sale or Possession of Alcohol to Minor Under 21. Includes sale, delivery or

Sale/Possession of Alcohol to Minor < 21 (continued)	furnishing alcoholic beverages to persons under 21, employment of persons under 18; persons under 21 purchase or attempt to purchase; open container.
Violation of Labor Laws	Includes illegal payment of wages; frivolous proceedings, costs; failure to provide payment/compensation.
Weapons Violation, Bartley-Fox Gun Law	Carrying a firearm without a license (mandatory 1 year sentence).
<u>Person Offense</u>	Crimes Against the Person (primarily Massachusetts General Law Chapter 265 offenses).
Accessory Before the Fact	Includes aiders, accessory before the fact; prosecution as accessory before the fact.
Armed Assault in Dwelling Houses	Includes armed assault in dwelling houses. The act may be an actual assault or an attempt.
Assault to Rob not Being Armed	Includes assault to rob not being armed, assault to rob, assault with intent to rob, assault with intent to rob by force and violence.
Assault with Intent to Commit Felony	Includes assault with intent to commit felony, injury to firefighter, assault with intent to intimidate, assault and battery for intimidation with bodily injury, causing injury during physical training.
Assault with Intent to Commit Murder	Includes assault with intent to murder, maim, etc.; assault to commit murder; assault with intent to kill.
Assault with Intent to Rob or Murder, Being Armed	Includes assault with intent to rob or murder being armed; assault with a deadly weapon with intent to rob.
Assault/Assault and Battery	Includes assault, assault and battery, assault and battery on an officer, E.M.T. or a public servant, assault and battery to collect loan.
Assault/A&B with a Dangerous Weapon	Assault/assault and Battery with a Dangerous Weapon. Includes assault and battery with a dangerous weapon; assault with a dangerous weapon.
Attempted Murder	Includes all attempts to commit murder, other than assaults: attempted murder, attempts to

A&B Upon an Elderly or Disabled Person	commit murder by poisoning, drowning, or strangling, poisoning with intent to kill/injure. Assault and Battery on an Elderly or Disabled Person. Includes assault and Battery upon elderly or disabled causing injury, serious injury, permanent bodily injury.
A&B with a Dangerous Weapon, Victim 60+	Assault and Battery with a Dangerous Weapon, Victim 60 and Over. Includes assault and battery by means of a dangerous weapon, victim 60 or older.
Conspiracy	If crime is specified, (i.e., conspiracy to commit larceny), the offense is listed under the specified crime. If crime is not specified, the offense is listed under this category.
Extortion	Includes attempts to extort money, threats, threat to commit crime.
Kidnapping	Includes abduction, holding a correction officer hostage, kidnapping with intent to extort, kidnapping of minor by relative.
Manslaughter	Includes negligent homicide, voluntary or involuntary manslaughter.
Stalking	Includes stalking in violation of a restraining order (1st offense), stalking as a subsequent offense, harassing or making threats.
Stealing by Confining or Putting in Fear	Confining or Putting in Fear a Person for the Purpose of Stealing. Includes breaking, burning or blowing up a safe; intimidate to steal from a depository.
Unarmed Robbery	Includes robbery, robbery not being armed, robbery by force and violence.
Violation of Civil Rights	Includes civil rights violation, civil rights violation with bodily injury, violation of civil rights with injury.
<u>Property Offense</u>	Crimes Against Property (primarily Massachusetts General Law Chapter 266 offenses).
Arson and Attempted Arson	Includes burning or aiding to burn a dwelling, other buildings, personal property; attempting to burn building; injury or destruction of woods by fire; injury due to negligent use of fire;

negligent use of fire in towns; burning

Arson and Attempted Arson (**continued**)

insured property with intent to defraud; injury to fire engines; destruction or injury by explosives; throwing explosives at property or persons; use or possession of flammable liquid in breakable container.

Burglary, Armed or an Assault

Includes armed burglary, breaking and entering with intent to assault with or without dangerous weapon.

Destruction of Property

Includes injury or destruction of electrical utility property, boundary markings, historical monuments, schoolhouse or church, building, personal property; defacement or injury of county building; throwing oil of vitriol; destroying timber; breaking glass or injury to fences; defacement of property with paint; injury to religious, educational, etc., institutions; destruction of property by inmate at correctional institution; destruction of property by prisoners; damaging irrigation machinery; destruction or alteration of motor vehicle identification numbers; alteration of identifying numbers.

Embezzlement

Includes bank officers, fraud or embezzlement; embezzlement by brokers/agents; fiduciaries fraud; defraud company's assets.

Forgery and Uttering

Includes forgery or alteration of lottery tickets; stealing, forging or falsifying; making false certificate of title, learning permits, licenses, registration or inspection stickers; obtaining signature under false pretenses; unlawful use of credit cards; publishing code of non-existing credit cards; false/forged records, certificates, returns; railroad tickets, passes or badges, injures, defrauds, falsely makes, alters, forges or counterfeits; uttering false records; possession of 10 or more counterfeit bills; uttering false instrument; possession of false/forged counterfeit bills, tools/materials to make counterfeit notes.

Fraud

Includes false representation; securities violations; provider making false representations; fraud of telecommunication service; fraudulent use of telecommunication; obtaining goods by fraud; stock, fraudulent issue or transfer; corporation, books false entries with intent to defraud; presentation of

Fraud (continued)	false claims; obtaining goods under false pretenses; false invoice of cargo, intent to defraud insurer; insurance policy, penalty/fraud claims; interception of wire and oral communications.
Larceny From Elder or Disabled Person	Includes larceny from person 65 or older; larceny from person 60 or older, or disabled.
Larceny/Stealing	Includes stealing in building, vessel or railroad car, stealing in a truck, tractor/semi-trailer or freight container; larceny - general provision and penalties; larceny by check; unlawful taking of money by transporter; larceny of bicycle; concealing leased or rented property.
Receiving Stolen Goods	Includes receiving and buying stolen goods; common receiver of stolen goods (habitual).
Shoplifting	Includes shoplifting as a third offense.
Theft of Motor Vehicle or non-Motor Vehicle	Removal of motor vehicle with intent to defraud insurer; theft of motor vehicle or trailer; concealment of motor vehicle or trailer thief; unlawful taking or use of transportation media.
Unarmed Burglary/Breaking and Entering	Includes unarmed breaking and entering in night time; breaking and entering a building, vessel or vehicle in night time with intent to commit a misdemeanor or felony, entering by daytime or breaking and entering by night time a building, vehicle or vessel with intent to commit a felony; entering dwelling in night time or breaking and entering in a building, vehicle or vessel in daytime with intent to commit a felony; breaking and entering or entering railroad car with intent to commit a felony; breaking and entering trucks, tractors or trailers.
<u>Sex Offense</u>	Sex Offenses Against the Person. Consist of Massachusetts General Law Chapter 265 (Crimes Against the Person) and Chapter 272 offenses (Crimes Against Chastity, Morality, Decency and Good Order).
Assault With Intent to Commit Rape	Includes attempts to rape.
Assault with Intent to Rape, Child < 16	Assault with Intent to Commit Rape, Child Under 16 Years.

Crimes Against Nature	The abominable and detestable crime against nature, either with mankind or beast.
Indecent Asslt & Battery on Child Under 14	Indecent Assault and Battery on Child Under 14. Includes indecent assault and battery on a minor.
Indecent A&B on Mentally Retarded Victim	Indecent Assault and Battery on Mentally Retarded Victim.
Indecent Asslt & Battery on Victim 14 or Older	Indecent Assault and Battery on Victim 14 or Older.
Other Sex Offenses	Includes adultery, fornication, open and gross lewdness and lascivious behavior, drugging persons for unlawful intercourse, dissemination of obscene matter.
Rape	Age of victim not specified, or does not fall under a rape of child category.
Rape and Abuse of a Child	Statutory rape, victim under 16 years old.
Rape of a Child with Force	Age of victim under 16 years old.
Sex Offenses Involving a Minor	Includes enticing person under 16 away for marriage, inducing person under 18 to have sexual intercourse, inducing a minor into prostitution, prostitutes deriving support from a child, distribution of obscene articles to minors, child pornography, dissemination of materials of child in state of nudity, dissemination of visual materials of child engaged in sexual conduct, knowingly purchasing or possession of visual material of child depicted in sexual conduct.
Sexual Assault - Out of State/Federal Inmates	Used for sexual assault cases for out-of-state or federally sentenced inmates whose offense does not fit in another sex offense category.
Unnatural Acts	Includes unnatural acts, lascivious acts, assault to commit unnatural sex acts.